

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hauptert, et al.

Serial No.: 10/601,184

Filed: 06/20/2003

Entitled: **Biosynthesis Of HIF**

Art Unit: 1644

Examiner: Schwandron, R.

RESPONSE TO OFFICE COMMUNICATION
MAILED JANUARY 17, 2008

Mail Stop - Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF ELECTRONIC FILING

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Patent and Trademark Office, via EFS:

Dated: January 24, 2008


By: Traci E. Light

Examiner Schwandron:

Please enter the following, on the record, in response to the Office Communication mailed January 17, 2008. The communication indicates that the Applicants did not provide an "... identification of the claims encompassing the elected species, including any claims subsequently added." The Applicants' disagree. Nonetheless, without acquiescing to the Examiner's argument but to further the prosecution, and hereby expressly reserving the right to prosecute the original (or similar) claims, Applicants have provided, starting on Page 2, indicating the status of all pending claims (i.e., Claims 1, 2, 4, 6, 7, & 8). This amendment is made not to acquiesce to the Examiner's argument but only to further the Applicants' business interests, better define one embodiment and expedite the prosecution of this application.

For the Examiner's convenience, the previous response is resubmitted without change.